

# **EXHIBIT “A”**

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

<b>BENTLEY A. HOLLANDER</b>	:	
Plaintiff,	:	<b>CIVIL ACTION</b>
	:	
<b>v.</b>	:	
	:	
<b>TIMEX GROUP USA, INC., f/k/a</b>	:	
<b>TIMEX CORPORATION</b>	:	<b>No. 10-429</b>
Defendants.	:	

**ORDER**

AND NOW, this 24<sup>th</sup> day of March 2010, upon consideration of Defendant's Motion to Dismiss (Document No. 10), and Plaintiff's response thereto, it is hereby **ORDERED** that the motion is **GRANTED in part** and **DENIED in part** as follows:

1. The motion is **GRANTED** as to all allegations of false marking under 35 U.S.C. § 292(a) for articles marked prior to January 29, 2005, as agreed by the parties.
2. The motion is **DENIED** in all other respects.

BY THE COURT:



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Berle M. Schiller, J.